

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT
SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986

**NOTICE OF MODIFICATIONS TO
TEXT OF PROPOSED REGULATIONS**

**TITLE 22, CALIFORNIA CODE OF REGULATIONS
SECTIONS 12705 AND 12805**

OAL RULEMAKING FILE No. Z-01-1019-06

JUNE 24, 2005

Pursuant to the requirements of Government Code Section 11346.8(c), and Section 44 of Title 1 of the California Code of Regulations, the Office of Environmental Health Hazard Assessment (OEHHA) is providing notice of changes made to proposed regulations, Title 22, California Code of Regulations, Section 12805. These proposed regulations were originally the subject of a Notice of Proposed Rulemaking issued on October 29, 2004. A public hearing was held on December 13, 2004. Written and oral testimony was accepted at the hearing. In addition, written comments were received during the 45-day public comment period which ended on December 13, 2004. OEHHA has reviewed the comments and is now proposing to revise proposed Maximum Allowable Dose Levels (MADLs) for di(2-ethylhexyl)phthalate (DEHP) (by intravenous injection). This notice also announces the availability of the modified proposed regulatory text for public comment. In addition, the supporting document "Proposition 65 Maximum Allowable Dose Level (MADL) for Reproductive Toxicity for Di(2-ethylhexyl)phthalate (DEHP) by Intravenous Injection", has been revised and is also available for public comment.

For any comments regarding the proposed changes to the text of regulations, OEHHA will accept written comments between June 24, 2005 and August 8, 2005. All written comments must be submitted to OEHHA by mail, fax, courier or hand-delivery, no later than 5:00 p.m. on **August 8, 2005**, and addressed to:

Susan Luong
Office of Environmental Health Hazard Assessment
Mailing Address: P. O. Box 4010
Sacramento, California 95812-4010
Street Address: 1001 I Street, 19th Floor
Sacramento, California 95814
Fax No.: (916) 323-8803 Telephone: (916) 445-6900

Comments may also be transmitted via email addressed to: sluong@oehha.ca.gov.

A public hearing will be held on **August 8, 2005**, at which time any person may present statements or arguments orally or in writing relevant to the action described in this notice. The public hearing will commence at 10:00 a.m. in the Byron Sher Auditorium, California Environmental Protection Agency Building, 1001 I Street, 2nd Floor, Sacramento, California and will last until all business has been conducted, or until 5:00 p.m. This public hearing will also provide opportunity for presentation of statements or arguments orally or in writing pertaining to the proposed MADL for DEHP by oral exposure which is noticed separately [available on the OEHHA website at <http://www.oehha.ca.gov/prop65/law/dehporalnote.html>].

If you have special accommodation or language needs, please contact Susan Luong at (916) 445-6900 or sluong@oehha.ca.gov by July 25, 2005. TTY/TDD/Speech-to-Speech users may dial 7-1-1 for the California Relay Service.

Any written statements or arguments regardless of the form or method of transmission must be received by OEHHA by 5:00 p.m. on **August 8, 2005**, which is hereby designated as the close of the written comment period.

It is requested but not required that written statements or arguments be submitted in triplicate.

A copy of the revised proposed regulatory text is attached. Text that was not amended [from how it is currently set out in regulation] is shown in plain text. Amendments to the text which was the subject of the December 13, 2004, public hearing are shown in the following manner: regulation language originally proposed is single-underlined or strike-out; deletions from the language originally proposed are shown in bold, strikeout and single underline, and additions to the language originally proposed are shown in double underline. Inquiries concerning the action described in this notice may be directed to Susan Luong, in writing, at the address given above, or by telephone at (916) 445-6900.